

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

APPLICATION TO APPROPRIATE WATER

APPLICATION No. 31484
(Leave Blank)

1. APPLICANT

Clarence M. & Frances Jones
(Name of applicant)
5300 China Grade Rd. 5.4 mi from Happy Camp
P.O. Box 557
(Mailing address)
Happy Camp CA 96039
(City or town) (State) (Zip code)

2. SOURCE

- a. The name of the source at the point of diversion is Fryncpan Creek
(If unnamed, state that it is an unnamed stream, spring, etc.)
tributary to Klamath River
- b. In a normal year does the stream dry up at any point downstream from your project? YES ☒ NO ☐
If yes, during what months is it usually dry? From June to November
What alternate sources are available to your project should a portion of your requested direct diversion season be excluded because of a dry stream or nonavailability of water? None

3. POINTS of DIVERSION and REDIVERSION

- a. The point(s) of diversion will be in the County of Siskiyou
and within Assessor's Parcel Number (APN) 016-290-470 (pm)

b.

*Per License 13524
pm 12/8/03*

List all points giving coordinate distances from section corner or other tie as allowed by SWRCB regulations i.e. California Coordinate System	Point is within (40-acre subdivision)	Section	Township	Range	Base and Meridian
<u>Fryncpan Creek - point of diversion (pm)</u>	<u>SW 1/4 of NW 1/4</u>	<u>20</u>	<u>16 N</u>	<u>8 E</u>	<u>H</u>
<u>Residence - place of use (pm)</u>	<u>SW 1/4 of SE 1/4</u>	<u>18</u>	<u>16 N</u>	<u>8 E</u>	<u>H</u>
<u>Zone 1, N 589,600 E 1,639,550</u>	<u>1/4 of 1/4</u>				

- c. Does applicant own the land at the point of diversion? YES ☐ NO ☒
- d. If applicant does not own the land at point of diversion, state name and address of owner and what steps have been taken to obtain right of access: Administered by Klamath Nation Forest

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>".
Additional copies of this form and water right information can be obtained at www.waterrights.ca.gov.

*20
\$100.00
\$1000.00
11-20-03*

4. PURPOSE of USE, AMOUNT and SEASON

- a. In the table below, state the purpose(s) for which water is to be appropriated, the quantities of water for each purpose, and the dates between which diversions will be made. Use gallons per day if rate is less than 0.025 cubic foot per second (approximately 16,000 gallons per day).

PURPOSE OF USE (Irrigation, Domestic, etc.)	DIRECT DIVERSION				STORAGE		
	QUANTITY		SEASON OF DIVERSION		AMOUNT	COLLECTION SEASON	
	RATE (Cubic feet per second or gallons per day)	AMOUNT (Acre-feet per year)	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)	Acre-feet per annum	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)
Small hydroelectric	0.044 (19.7 gpm)	33	Jan 1	Dec 31			

$$20 \text{ gpm} \div 60 = 0.33 \text{ gps} \div 7.48 \text{ gps} = 0.044 \text{ cfs}$$

- b. Total combined amount taken by direct diversion and storage during any one year will be 33 acre-feet.

$$20 \text{ gpm} \times 60 = 1200 \text{ gph} \times 24 = 28,800 \text{ gpd} \times 365 = 10,512,000 \text{ gpy} \div 325,851 \text{ gal} (= 1 \text{ ac ft}) = 32,26 \text{ ac ft py}$$

5. JUSTIFICATION of AMOUNT

- a. IRRIGATION: Maximum area to be irrigated in any one year is _____ acres.

CROP	ACRES	METHOD OF IRRIGATION (Sprinklers, flooding, etc.)	ACRE-FEET PER YEAR	NORMAL SEASON	
				Beginning Date	Ending Date

- b. DOMESTIC: Number of residences to be served is _____. Separately owned? YES ☐ NO ☐
 Total number of people to be served is _____. Estimated daily use per person is _____
 Total area of domestic lawns and gardens is _____ square feet. (Gallons per day)
 Incidental domestic uses are _____
 (Dust control area, number and kind of domestic animals, etc.)

- c. STOCKWATERING: Kind of stock _____ Maximum number _____
 Describe type of operation: _____
 (Feed lot, dairy, range, etc.)

- d. RECREATIONAL: Type of recreation: Fishing ☐ Swimming ☐ Boating ☐ Other ☐

- e. MUNICIPAL: (Estimated projected use)

POPULATION		MAXIMUM MONTH		ANNUAL USE		
5-Year periods until use is completed		Average daily use (gal. per capita)	Rate of diversion (cfs)	Average daily use (gal. per capita)	Acre-foot (per capita)	Total acre feet
PERIOD	POP.					
Present						

Month of maximum use during year is _____. Month of minimum use during year is _____.

f. HEAT CONTROL: The total area to be heat protected is _____ net acres.
Type of crop protected is _____
Rate at which water is applied to use is _____ gpm per acre.
The heat protection season will begin about _____ and end about _____
(Date) (Date)

g. FROST PROTECTION: The total area to be frost protected is _____ net acres.
Type of crop protected is _____
Rate at which water is applied to use is _____ gpm per acre.
The frost protection season will begin about _____ and end about _____
(Date) (Date)

h. INDUSTRIAL: Type of industry is _____
Basis for determination of amount of water needed is _____

i. MINING: The name of the claim is _____ Patented ☐ Unpatented ☐
The nature of the mine is _____ Mineral to be mined is _____
Type of milling or processing is _____
After use, the water will be discharged into _____
(Name of stream)
in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____, T _____, R _____, _____ B. & M.
(40-acre subdivision)

j. POWER: The total fall to be utilized is 180 feet. The maximum amount of water to be used through the penstock is 0.044 cubic feet per second. The maximum theoretical horsepower capable of being generated by the works is 0.9. Electrical capacity is ? kilowatts at ? % efficiency.
 $180' \times 0.044 = 7.92$ (Cubic feet per second x fall + 8.8)
 $\div 8.8 = 0.9$ Theoretical (Ap x 0.746 + efficiency)
Horse Power
After use, the water will be discharged into Reservoir on property - overflow to Klamath River
(Name of stream)
in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, T 16N, R 8E, H B. & M. FERC No. _____
(40-acre subdivision)

k. FISH AND WILDLIFE PRESERVATION AND/OR ENHANCEMENT: YES ☐ NO ☐ If yes, list specific and habitat type that will be preserved or enhanced in item 10 of Environmental Information form APP-ENV.

l. OTHER: Describe use: _____ Basis for determination of amount of water needed is _____

6. PLACE OF USE

a. Does applicant own the land where the water will be used? YES ☒ NO ☐ Is land in joint YES ☒ NO ☐
(All joint owners should include their names as applicants and sign the application.) Harbord & wife
ownership?
If applicant does not own land where the water will be used, give name and address of owner, and state what arrangements have been made with the owner. _____

b. USE IS WITHIN (40-ACRE SUBDIVISION)	SECTION	TOWNSHIP	RANGE	BASE & MERIDIAN	IF IRRIGATED	
					Number of acres	Presently cultivated (Y/N)
SW $\frac{1}{4}$ of SE $\frac{1}{4}$	18	16N	8E	H		
$\frac{1}{4}$ of $\frac{1}{4}$						
$\frac{1}{4}$ of $\frac{1}{4}$						
$\frac{1}{4}$ of $\frac{1}{4}$						
$\frac{1}{4}$ of $\frac{1}{4}$						

(If area is unsurveyed, state the location as if lines of the public land survey were projected, or contact the Division of Water Rights. If space does not permit listing all 40-acre tracts, include on another sheet or state sections, townships and ranges, and show detail on map.)

7. DIVERSION WORKS

- a. Diversion will be by gravity by means of Dam constructed of rock, earth, plastic sheeting
(Dam, pipe in unobstructed channel, pipe through dam, siphon, weir, gate, etc.)
- b. Diversion will be by pumping from _____ Pump discharge rate _____ Horsepower _____
(Depth of the well _____) (Sump, offset well, channel, reservoir, etc.) (cfs or gpd)
- c. Conduit from diversion point to first lateral or to offstream storage reservoir:

CONDUIT (Pipe or channel)	MATERIAL (Type of pipe or channel lining) (Indicate if pipe is buried or not)	CROSS SECTIONAL DIMENSION (Pipe diameter or ditch depth and top and bottom width)	LENGTH (Feet)	TOTAL LIFT OR FALL		CAPACITY (Estimate)
				Feet	+ or -	
pipe	PVC Schedule 40	3"	6,000	180		

- d. Storage reservoirs: (For underground storage, complete Supplement 1 to APP, available upon request.)

Name or number of reservoir, if any	DAM				RESERVOIR		
	Vertical height from downstream toe of slope to spillway level (ft.)	Construction material	Dam length (ft.)	Freeboard Dam height above spillway crest (ft.)	Approximate surface area when full (acres)	Approximate capacity (acre-feet)	Maximum water depth (ft.)

- e. Outlet pipe: (For storage reservoirs having a capacity of 10 acre-feet or more.)

Diameter of outlet pipe (inches)	Length of Outlet pipe (feet)	FALL (Vertical distance between entrance and exit of outlet pipe in feet)	HEAD (Vertical distance from spillway to outlet pipe in reservoir in feet)	Estimated storage below outlet pipe entrance (dead storage)

- f. If water will be stored and the reservoir is not at the point of diversion, the maximum rate of diversion to offstream storage will be _____ cfs. Diversion to offstream storage will be made by: ☐ Pumping ☐ Gravity

8. COMPLETION SCHEDULE

- a. Year work will start Completed b. Year work will be completed Completed
c. Year water will be used to the full extent intended present d. If completed, year of first use Pre 1986

9. GENERAL

- a. Name of the post office most used by those living near the proposed point of diversion is Happy Camp, CA 96039
Does any part of the place of use comprise a subdivision on file with the Department of Real Estate? YES ☐ NO ☒
If yes, state name of the subdivision _____
If no, is subdivision of these lands contemplated? YES ☐ NO ☒
Is it planned to individually meter each service connection? YES ☐ NO ☒ If yes, when? _____
- b. List the names and addresses of diverters of water from the source of supply downstream from the proposed point of diversion: _____
- c. Is the source used for navigation, including use by pleasure boats, for a significant part of each year at the point of diversion, or does the source substantially contribute to a waterway which is used for navigation, including use by pleasure boats? YES ☐ NO ☒ If yes, explain _____

10. EXISTING WATER RIGHT

Do you claim an existing right for the use of all or part of the water sought by this application? YES ☐ NO ☒

If yes, complete table below:

Nature of Right (riparian, appropriative, groundwater)	Year of First Use	Purpose of use made in recent years including amount, if known	Season of Use	Source	Location of Point of Diversion

11. AUTHORIZED AGENT (Optional)

With respect to ☐ all matters concerning this water right application ☐ those matters designated as follows:

(Name of agent)

()
(Telephone number of agent between 8 a.m. and 5 p.m.)

(Mailing address)

(City or town)

(State)

(Zip code)

is authorized to act on my behalf as my agent.

12. SIGNATURE OF APPLICANT

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated 11-18- 2003, at Happy Camp, California

Ms. ☒ Mr.
Miss. Mrs.

Clarence N. Price
(Signature of applicant)

(If there is more than one owner of the project,
please indicate their relationship.)

Ms. ☒ Mr.
Miss. Mrs.

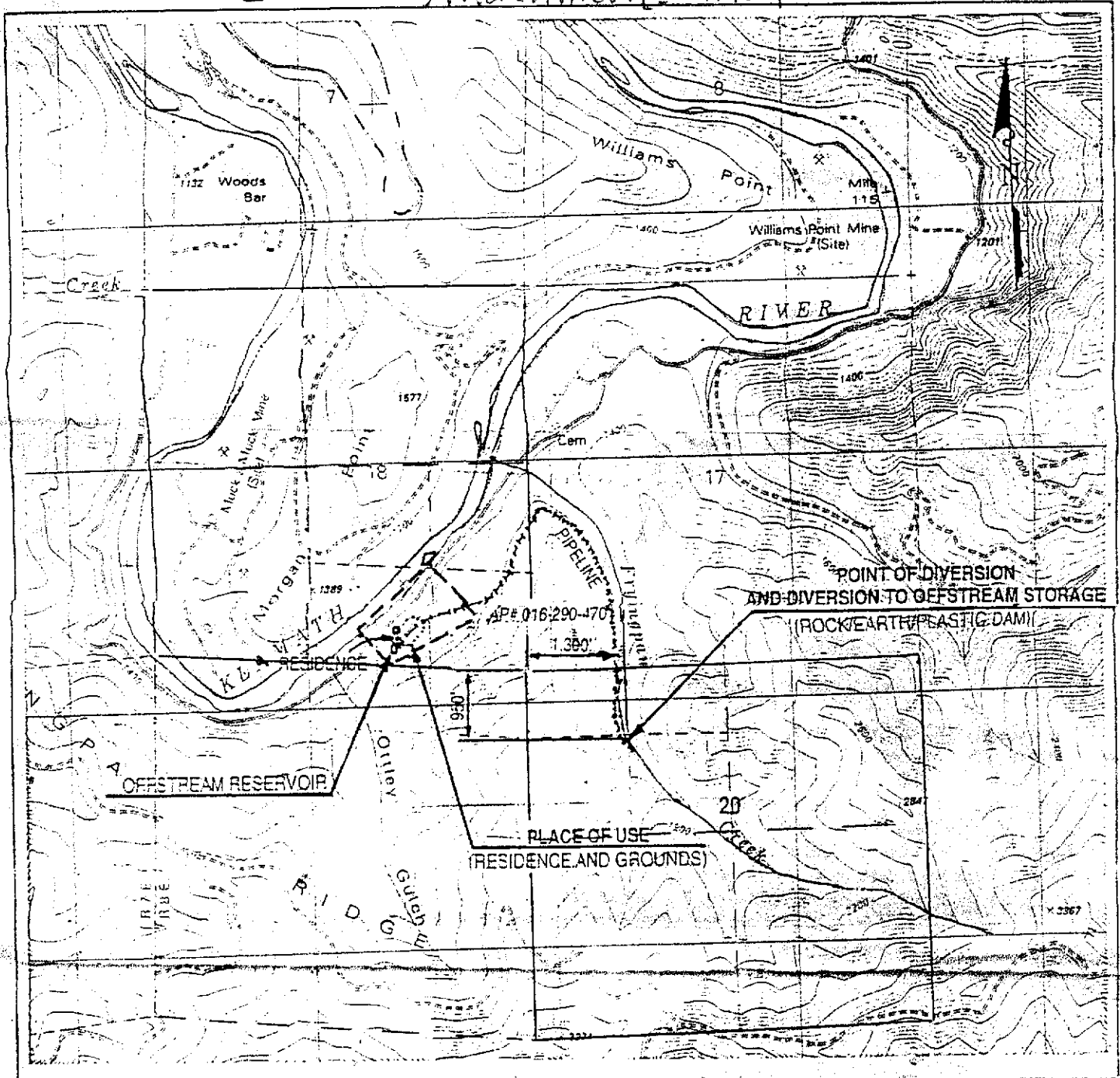
Francis J. Price
(Signature of applicant)

Additional information needed for preparation of this application may be found in the Instruction Booklet entitled "HOW TO FILE AN APPLICATION TO APPROPRIATE WATER IN CALIFORNIA". If there is insufficient space for answers in this form, attach extra sheets. Please cross-reference all remarks to the numbered item of the application to which they may refer. Send original application and one copy to the STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS, P.O. Box 2000, Sacramento, CA 95812-2000, with \$100 minimum filing fee.

NOTE:

If this application is approved for a permit, a minimum permit fee of \$100 will be required before the permit is issued.

I. em #13 Attachment Map



LICENSEE Clarence & Frances Jones

PERMIT NO. _____

Box 557, Happy Camp, CA 96039 Ph 530 598 5581

APPLICATION NO. _____

SOURCE FRYINGPAN CREEK

POINT OF DIVERSION

WITHIN SW 1/4 NW 1/4 OF PROJECTED

SECTION 20 T16N R8E H B&M

COUNTY OF SISKIYOU

SLATER BUTTE
U.S.G.S. QUAD

1980
DATE

1:24,000
SCALE

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

LICENSE

DATE:
9/18/00

DRAWN:
D.Y.

CHECKED:
SO

Don

CLARENCE & FRANCES JONES
PO BOX 557
HAPPY CAMP, CA 96039

FORM APP - ENV
PROJECT DESCRIPTION
Item #1

Note: the following information describes an existing system:

Beginning at point of diversion (pod) which is Fryingpan Creek: a 3 foot by 10 foot dam constructed of rock, earth, plastic sheeting creates a small pool of water. Placed within the pool of water is a 12 inch by 12 inch by 3 inch PVC Tee. The two 12 inch openings of the Tee are inclosed with solid plastic inserts, attached to the 3 inch opening is a 3 inch schedule 40 PVC transmission pipe, the entire body of the Tee has 1/8 inch drilled holes which allow intake of water and filtration of debris. Installed in the 3 inch transmission pipe, approximately 3 feet from the dam is a 3 inch compression coupling for clean out.

The 3 inch transmission pipe is laid in a ditch starting at pod, continuing approximately 5,000 feet to a point where the pipe leaves the ditch and drops considerably in elevation, along hillside to a flat approximately 300 feet from pou. Gate valves are installed in transmission pipe at points approximately 600 feet and 200 ~~dist~~ feet distance from pou. Total distance pod to pou is approximately 6,000 feet. Note: the ditch dates back over 100 years.

At pou transmission pipe is reduced to 3/4 inch galvanized pipe. Attached to the 3/4 inch galvanized pipe is a pressure gage, attached to the pressure gage is a 3/4 inch ball valve, attached to the 3/4 inch ball valve is the Turbine. Water discharged from turbine is diverted through a 3 inch PVC pipe to Reservoir located on the property, and overflow from Reservoir goes into the Klamath River.

Turbine is manufactured by Harris Hydroelectric Systems, 632 Swanton Road, Davenport, CA 95017. The body of the turbine is cast aluminum, it has attached to the body a Ford 80 amp 12 volts alternator, a bronze 4 inch cupped impact wheel is attached underside of the body to the alternator. A 3/8 inch nozzle is attached to the exit side of the 3/4 inch ball valve and the turbine body. The nozzle is pointed at the 4 inch wheel. The alternator is electric wire connected to a rheostat which has an amp meter, electric wire connected to 4 Trojan batteries (storage capacity 750 amp hours), electric wire connected to a Trace Inverter, connected to the house.

Results:

180 feet of vertical fall from pod to pou. 20 gallons per minute (gpm) discharge at nozzle (tested with 5 gallon plastic bucket and stop watch), 85 pounds pressure (psi) (gage reading at ball valve), produces 19 amps and approximately 14 volts electricity (meter reading at rheostat).

This supplies enough electricity to power small electric appliances, and power tools, lights, refrigerator, washing machine, TV, VCR, satellite dish, computer, printer.

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APPLICATION TO APPROPRIATE WATER BY PERMIT
ENVIRONMENTAL INFORMATION

(THIS IS NOT A CEQA DOCUMENT)

APPLICATION NO. **51484**

The following information will aid in the environmental review of your application as required by the California Environmental Quality Act (CEQA). IN ORDER FOR YOUR APPLICATION TO BE ACCEPTED AS COMPLETED, ANSWERS TO THE QUESTIONS LISTED BELOW MUST BE COMPLETED TO THE BEST OF YOUR ABILITY. Failure to answer all questions may result in your application being returned to you, causing delays in processing. If you need more space, attach additional sheets. Additional information may be required from you to amplify further or clarify the information requested in this form.

PROJECT DESCRIPTION

1. Provide a description of your project, including but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated and project operation, including how the water will be used.

Point of diversion: 3' high x 10' wide dam constructed of rock, earth, plastic sheeting. Transmission pipe from dam to place of use is 3" schedule 40 PVC pipe, layed in ditch. Distance pcd to pou = approx. 6,000 ft. 180' vertical fall.

See Attachment for more thorough description

GOVERNMENTAL REQUIREMENTS

Before a final decision can be made on your water right application, we must consider the information contained in an environmental document prepared in compliance with the requirements of CEQA. If an environmental document has been prepared, a determination must be made as to who is responsible for the preparation of the environmental document for your project. The following questions are designed to aid us in that determination.

2. Contact your county planning or public works department for the following information:

- a. Person contacted _____ Date of contact _____
Department _____ Telephone () _____
- b. Assessor's Parcel No. _____
- c. County Zoning Designation _____
- d. Are any county permits required for your project? No
If yes, check appropriate space below:
_____ Grading Permit, _____ Use Permit, _____ Watercourse
Obstruction Permit, _____ Change of Zoning, _____ General Plan
Change, Other (explain):

- e. Have you obtained any of the required permits described above? _____
If yes, provide a complete copy of each permit obtained.

3. Are any additional state or federal permits required for your project? Yes (i.e., from Federal Energy Regulatory Commission, U.S. Forest Service, Bureau of Land Management, Soil Conservation Service, Department of Water Resources (Division of Safety of Dams), Reclamation Board, Coastal Commission, State Lands Commission, etc.) For each agency from which a permit is required provide the following information:

Permit type Special Use
Person (s) contacted David Toledo Agency US Forest Service
Date of contact 11-2002 Telephone (530) 493-1738

4. Has any public agency prepared an environmental document for any aspect of your project?
No

If so, please submit a copy of the latest environmental document (s) prepared, including a copy of the notice of determination adopted by the public agency. If not, explain below whether you expect that a public agency other than the State Water Resources Control Board will be preparing

an environmental document for your application or whether the applicant, if it is a California public agency, will be preparing the environmental document for your project:

Note: When completed, please submit a copy of the final environmental document (including notice of determination) or notice of exemption to the State Water Resources Control Board. Processing of your application cannot proceed until such documents are submitted.

5. Will your project, during construction or operation, generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or cause erosion, turbidity or sedimentation? No If so, explain: _____
-
-
-

If yes or you are unsure of your answer, contact your local Regional Water Quality Control Board for the following information (See attachment for address and telephone number):

Will a waste discharge permit be required for your project? _____

Person contacted _____ Date of contact _____

What method of treatment and disposal will be used? _____

6. Have any archeological reports been prepared on this project, or will you be preparing an archeological report to satisfy another public agency? No

Do you know of any archeological or historic sites located within the general project area?

No If so, explain: _____

ENVIRONMENTAL SETTING

7. Attach **THREE COMPLETE SETS** of color photographs, clearly dated and labeled, showing the vegetation currently existing at the following locations:
- Along the stream channel immediately downstream from the proposed point(s) of diversion
 - Along the stream channel immediately upstream from the proposed point(s) of diversion
 - At the place(s) where the water is to be used
- Note:** It is very important that you submit no less than three complete sets of photographs as required above. If less than three sets are submitted, processing of your application will be delayed until you furnish the remaining sets!

8. From the list given below, mark or circle the general plant community types which best describe those which occur within your project area (Note: See footnote denoted by * under Question 11 below):

Tree Dominated Communities

Subalpine Conifer
Red Fir
Lodgepole Pine
Mixed Conifer
 Sierran Mixed Conifer
 White Fir
 Klamath Mixed Conifer
Douglas-Fir
Jeffrey Pine
Ponderosa Pine
Eastside Pine
Redwood
Pinyon-Juniper
Juniper
Aspen
Closed-Cone Pine-Cypress
Montane Hardwood-Conifer
Montane Hardwood
Valley Foothill Hardwood
 Blue Oak Woodland
 Valley Oak Woodland
 Coastal Oak Woodland
Valley Foothill Hardwood-Conifer
 Blue Oak-Digger Pine
Eucalyptus
Montane Riparian
Valley Foothill Riparian
Desert Riparian
Palm Oasis
Joshua Tree

Shrub Dominated Communities

Alpine Dwarf-Shrub
Low Sage
Bitterbrush
Sagebrush
Montane Chaparral
Mixed Chaparral
Chamise-Redshank Chaparral
Coastal Scrub
Desert Succulent Shrub
Desert Wash
Desert Scrub
Alkali Desert Scrub

Herbaceous Dominated Communities

Annual Grassland
Perennial Grassland
Wet Meadow
Fresh Emergent Wetland
Saline Emergent Wetland
Pasture

Aquatic Communities

Riverine
Lacustrine
Estuarine
Marine

Developed Communities

Cropland
Orchard-Vineyard
Urban

Literature source: Mayer, K.E., and W.F. Laudenslayer, Jr., (eds). 1988. A Guide to Wildlife Habitats of California. California Department of Forestry and Fire Protection, Sacramento. 166 pp. (Note: You may view a copy of this document at our public counter at the address given at the top of this form or you may purchase a copy by calling the California Department of Fish and Game, Wildlife Habitat Relationships (WHR) Program at (916) 653-7203).

9. Provide below an estimate of the type, number, and size (trunk/stem diameter at chest height) of trees and large shrubs that are planned to be removed or destroyed due to implementation of the proposed changes. Consider all aspects of your application, including changes in diversion structures, water distribution and use facilities, and changes in the place of use due to additional water development.

Project existing and used since 1996, there are
no changes involving construction of buildings,
removal of shrub-trees etc.

FISH AND WILDLIFE CONCERNS

10. Identify the typical species of fish which occur in the source(s) from which you propose to divert water and discuss whether or not any of these fish species or their habitat has been or would be affected by your proposed changes. (Note: See footnote denoted by * under Question 11 below):

There are no fish in Fryingpan Creek: 1- The creek
flows through a culvert where China Grade Road
intersects, making it impossible for fish to
travel upstream. 2- The culvert height from where
water exits is approximately 5 feet. 3- During
the months June - November water goes under
deep gravel to bedrock, 300 feet from Klamath
River.

11. Identify the typical species of riparian and terrestrial wildlife in the project area and discuss whether or not any of these species and/or their habitat has been or would be affected by your project through construction of water diversion and distribution works and/or changes in the place of water use. (Note: See footnote denoted by * below):

salamander, various snakes, etc, bear, deer, racoon,
squirrel, chipmunk, fox, coyote, lynx, bobcat, etc. To
my knowledge the diversion in use for 15-20 years
has not affected wildlife. Particular deer &
bear & skunk, & fox. A few elk. Although we purch-
ased the property one year ago - we lived next to prev. owner.

*Note: The purposes of Question 10 and 11 are to provide a preliminary assessment of the presence of typical plant and animal species in the area and whether these species might be affected by your project. Detailed site surveys to quantify populations of specific species or determine the presence of rare or endangered species may be required at a later date. It is very important that you answer these questions accurately. If you are unable to obtain appropriate answers from your local California Department of Fish and Game biologists (See attachment for address and telephone number) or you do not have adequate information or expertise to complete your answers, you should hire a fishery consultant and/or a wildlife consultant to review your project and prepare suitable answers for you. For information on available qualified fishery or wildlife consultants near you, consult your local telephone directory yellow pages under Environmental and Ecological Services, or call the California Environmental Protection Agency, Registered Environmental Assessor (REA) Program, at (916) 324-6881 or the University of California, Cooperative Extension Service (See your local telephone directory white pages).

12. Does your proposed project involve any construction or grading-related activity which has significantly altered or would significantly alter the bed or bank of any stream or lake? No

If so, explain: _____

CERTIFICATION

I hereby certify that the statements I have furnished above and in the attached exhibits are complete to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date 11-18-03

Signature

Clarence W. Jones